



SAN BRUNO CITY COUNCIL

REGULAR MEETING

MINUTES

August 24, 2004

THIS IS TO CERTIFY THAT:

The San Bruno City Council met in regular session on August 24, 2004, at the San Bruno Senior Center, located at, 1555 Crystal Springs Road. The meeting was called to order at 7:00 p.m.

Mayor Franzella thanked the **San Bruno Garden Club** for providing the beautiful floral arrangement.

1. ROLL CALL:

Mayor Franzella presiding, with Vice Mayor O'Connell, Councilmembers Ibarra and Pallas. Absent: Councilmember Ruane, with notice.

PLEDGE OF ALLEGIANCE: Led by City Attorney Thompson.

PRESENTATIONS:

- a. **Twenty Five Year Service Award and Pin** presented to employees **Craig McKee-Parks** and **David Stamer**.
- b. **Mayor Franzella** said both Police officers were sworn in on August 22, 1979. He highlighted their careers and made it known that the City appreciates their service. Officer David Stamer addressed the Council and thanked his wife for putting up with his hectic schedule over the years. He asked that the community remember the men and women in the Police department for all their hard work.

ANNOUNCEMENTS:

- a. **Mayor Franzella declared September 2004 as "Prostate Cancer Awareness Month"**. The proclamation will be sent to the U.S. Conference of Mayors in Washington, DC and made part of the 2004 National Prostate Cancer Awareness Month display.

2. REVIEW OF AGENDA: No changes were made.

3. APPROVAL OF MINUTES: For the regular Council Meeting of **August 10, 2004**, and the Special City Council Meeting of **August 11, 2004**, approved as submitted.

4. CONSENT CALENDAR:

- a. **Approve: Payroll** of August 13, 2004
- b. **Approve: Accounts Payable** of August 2nd & 9th, 2004. (Council Packets only, copy is available for review at the City Clerk's office)
- c. **Accept: Reconciliation of General Ledger** to Bank reports and the **Investment** reports dated July 31, 2004, and the "Final" adjustments to the Investment reports dated June 30, 2004, as submitted by City Treasurer Karen Hornung.

Councilmember Pallas pulled Item 4c, for discussion.

M/S Ibarra/O'Connell, to approve the remainder of the Consent Calendar. Passed unanimously. Absent: Councilmember Ruane.

Item 4c: Councilmember Pallas requested the Finance Director explain why the investment balance has decreased by almost 4 million dollars during the month of July 2004?

Finance Director O’Leary explained that the City Council authorized staff to advance 3 million dollars to PERS Retirement System, and these funds will be repaid to the wastewater fund. In July there were 3 payroll periods instead of the normal 2.

M/S O’Connell/Pallas to approve Item 4c. Passed unanimously. Absent: Councilmember Ruane.

5. PUBLIC HEARINGS: (Notices have been published, posted, and mailed.) None

6. UNFINISHED BUSINESS:

Adopt a resolution authorizing the amendment of the **Joint Use Agreement for Facilities Maintenance** between the City of San Bruno and the San Bruno Park School District relating to field maintenance.

Mayor Franzella explained that this resolution captures all the items discussed at the joint meeting and has been forwarded to the School Board members who will be meeting on September 8, 2004. We may approve and it may return with changes.

Councilmember Pallas introduced the resolution for adoption. Passed unanimously by a roll call vote. Absent: Councilmember Ruane.

7. CALL FOR, PRESENTATION OF BIDS, and AWARD OF CONTRACTS:

Deputy Director of Public Works Buck recommended the City Council take action on the following:

- a. Adopt resolution **rejecting all bids** received for the **Corporation Yard Standby Power Generator Project**; authorizing re-advertisement of the project at a later date, as determined by the City Manager; and authorizing distribution of contract documents at no charge to all persons who took out such documents in the previous bid process.

Mayor Franzella clarified since the agenda was prepared the situation has changed. The low bidder had amended their bid and the second lowest bidder informed the City in writing that they would not protest the bid and recommended the City not go back out to bid. Award of contract will be made to the lowest bidder Steiny and Company, Inc. of Vallejo, CA, in the amount of \$155,112.

Vice Mayor O’Connell introduced the resolution accepting the low bid from Steiny and Company, Inc. Passed unanimously by a roll call vote. Absent: Councilmember Ruane.

- a. Adopt resolution-authorizing agreements for **Inter –Agency Exchange of Surface Transportation Program Funds and Gas Tax Funds** between the City of San Bruno and the City of Brisbane, Town of Colma, and the City of Half Moon Bay, and appropriating funding for pavement rehabilitation of Cherry Avenue from San Bruno Avenue to Sneath Lane.

Deputy Director Buck gave an update on this item. It is related to CCAG and the allocation of funds for transportation projects. Since some of the Cities are unable to use these funds, San Bruno is attempting to obtain the other Cities share in order to complete the repaving of Cherry Avenue.

This item will come back at the next meeting with a project budget.

Mayor Franzella asked who makes the decision that funds will be used on Cherry Avenue?

Deputy Director Buck said these funds could only be used on designated thoroughfares such as Bruno Ave., Sneath Lane, and Cherry Avenue. Sneath Lane is under construction; San Bruno Avenue will be torn up by P G & E soon, so that left Cherry Avenue.

- b. Adopt a resolution authorizing the City Manager to execute a Consultant Engineering Services Contract with **CSG Consultants, Inc.** of San Mateo to provide plan check and construction monitoring services for PG & E's proposed Jefferson-Martin 230kV Underground Transmission Line Project for a reimbursable, not to exceed amount of \$92,000.

City Attorney Thompson updated the Council on the PG&E project.

Councilmember Ibarra said there was a compromise that PG&E would dig deeper when undergrounding.

Deputy Director Buck said the 11 feet applies to areas near schools, residential areas, parks, and senior center areas.

Councilmember Pallas said PG&E will reimburse the City for the \$92,000 and there should be no cost to the City.

City Attorney Thompson said it is PG&E's project and any claims would be against them not the City of San Bruno.

Councilmember Ibarra introduced the resolution for adoption. Passed unanimously with roll call vote. Absent: Councilmember Ruane.

8. COMMUNICATIONS: None

9. STAFF REPORTS:

- a. Parks and Recreation Services Director Mazzuca recommended the City Council adopt a resolution authorizing the submittal of an application for **Proposition 40 Grant Program Allocation** for 2002 State Park Bond Act (Per Capita Program-California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002) in the amount of \$220,000. He gave a staff report.

Vice Mayor O'Connell introduced the resolution for adoption. Passed unanimously by a roll call vote. Absent: Councilmember Ruane.

- b. **Police Lieutenant Hanlon** provided an oral report to the City Council regarding a proposal to develop an ordinance, which will establish a "Day Time Curfew" for juveniles.

Officer Hanlon gave a brief overview of the purpose of this proposed ordinance and explained that the intent is to encourage school attendance and reduce student truancy.

Mayor Franzella stated that San Bruno is the only city within the San Mateo Union High School District without such an ordinance.

Councilmember Ibarra confirmed that this would also cover Parkside Jr. High School and asked what type of problem do we have with truancy?

Lieutenant Hanlon replied that one high school has a 10% rate and the other 30% truancy rate and the High School District is requesting this ordinance.

Councilmember Pallas said he was prepared to make a motion directing staff to prepare the ordinance for Council approval.

Mayor Franzella stated that a motion was not needed and absent any objection staff would bring this item back to us at a later date.

10. REPORT OF CITY ATTORNEY - RESOLUTIONS & ORDINANCES: None

11. PUBLIC COMMENT ON ITEMS NOT ON AGENDA: No one wished to speak.

12. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES: None

13. NEW BUSINESS:

Closed Session for the purpose of a **performance evaluation** of the City Attorney.
(Gov't Code Sec. 54957)

Mayor Franzella recessed the meeting to the closed session at 7:40 p.m.

City Manager Jackson announced that there would not be a report after the closed session and only reconvening for the purpose of adjourning the meeting.

Mayor Franzella and Councilmembers returned from closed session at 7:50 p.m. and adjourned the meeting.

14. ADJOURNMENT:

Meeting adjourned to the regular City Council meeting of September 14, 2004, starting at 6:00 p.m. for the purpose of a City Council "Study Session" to discuss ways to honor and recognize our veterans; thereafter, meeting will adjourn to the regular meeting time of 7:00 p.m. 1555 Crystal Springs Road.

The foregoing minutes were approved at a regular City Council meeting held on September 14, 2004.

Respectfully submitted for approval,

Ed Simon, City Clerk

Larry Franzella, Mayor